

NOT DESIGNATED FOR PUBLICATION  
DIVISION IV

CACR06-36

JANUARY 17, 2007

RANDY T. MAYO

APPELLANT

APPEAL FROM THE WASHINGTON  
COUNTY CIRCUIT COURT  
[NO. CR-2003-926-1]

V.

HON. WILLIAM A. STOREY, JUDGE

STATE OF ARKANSAS

APPELLEE

AFFIRMED; MOTION GRANTED

On October 17, 2005, the Washington County Circuit Court revoked the probation of appellant Randy T. Mayo and sentenced him to five years' imprisonment in the Arkansas Department of Correction. He now appeals the revocation.

Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Rule 4-3(j) of the Rules of the Arkansas Supreme Court (2006), appellant's counsel has filed a motion to withdraw on the ground that the appeal is wholly without merit. The motion is accompanied by a brief including both a discussion of matters in the record that might arguably support an appeal and a statement as to why counsel considers the points raised to be incapable of supporting a meritorious appeal. Appellant was provided with a copy of his counsel's brief and was notified of his right to file a pro se statement of points for reversal within thirty days, but he

has not filed a statement. The State has informed this court that, because appellant failed to file any points for reversal, it does not intend to file a brief regarding this appeal.

From our review of the record and the brief presented to us, we find compliance with Rule 4-3(j), and we hold that there is no merit to this appeal. Accordingly, counsel's motion to withdraw is granted and the conviction is affirmed.

Conviction affirmed; motion granted.

HART and GRIFFEN, JJ., agree.